### MUNICIPAL EXCESS RESIDUAL CLAIMS LIABILITY FUND MARCH 24, 2023 PRINCETON MARRIOT AT FORRESTAL 9:00 AM

Meeting of Executive Committee called to order by Chairman John Clarke.

### **ROLL CALL OF 2023 EXECUTIVE COMMITTEE/FUND COMMISSIONERS:**

John Clarke	Chairman	MEL	Present
Megan Champney	Secretary	Suburban Municipal	Absent
Paul Tomasko	Executive Committee	Bergen	Present
Tom Nolan	Executive Committee	Monmouth	Present
Joseph Wolk	Executive Committee	Camden	Absent
Brian Bigler	Executive Committee	NJUA	Present
Tom Merchel	Executive Committee	PMM	Present
Meghan Jack	Alternate #1	Burlco	Absent
Adam Brewer (Alt.)	Alternate #2	Morris	Present
Sherry Sims	Alternate #3	PHA	Present
Veronica Laureigh	Alternate #4	Ocean	Absent
William Northgrave	Alternate #5	Central	Absent
Gregory Franz	Alternate #6	South Bergen	Present
Steve Rovell	Alternate #7	Suburban Metro	Present
Michael Razze	Alternate #8	Trico	Present
Kellie Seib	Alternate #9	Atlantic	Absent

Executive Director PERMA Risk Management Services

Joseph Hrubash, Cathleen Kiernan

Deputy Executive Director Arthur J. Gallagher RMS, Inc.

Paul Forlenza

Attorney Dorsey & Semrau

Fred Semrau, Esq.

Treasurer Charles Cuccia

Claims Supervisor CB Claims

**Christopher Botta** 

Actuary The Actuarial Advantage

**Eric Bause** 

### **ALSO PRESENT:**

Bernie Rutkowski, NJUA JIF Dave Grubb, PERMA Steve Sacco, PERMA Pauline Kontomanolis, PERMA Robyn Walcoff, PERMA Jennifer Davis, PERMA

Zareena Majeed, PERMA

Nancy Ghani, PERMA

Jason Thorpe, PERMA

Tracy Lopez, PERMA

Brandon Tracy, PERMA

Crystal Chuck, PERMA

Sandra Cantwell, PERMA

Ed Cooney, Conner, Strong & Buckelew

Jonathon Tavares, Conner, Strong & Buckelew

Jaclyn Lindsey, Conner, Strong & Buckelew

Katie Walters, Conner, Strong & Buckelew

Michael Avalone, Conner, Strong & Buckelew

Francine Pipito, Conner, Strong & Buckelew

Danielle Sanders, JA Montgomery

Kamini Patel, AJ Gallagher

Barbara Murphy, RLM

Charles Casagrande, Danskin Agency

John Casagrande, Danskin Agency

Alison Kelly, Danskin Agency

Kathy Kissane, Qual-Lynx

Chris Healy, Qual-Lynx

Jim Renner, Qual-Lynx

Ezio Altamura, GJEM-Otterstedt Agency

Matthew McArow Jr., GJEM-Otterstedt Agency

Don Sciolaro, PIA

Amy Pieroni, Acrisure

Lindsay Travali, Acrisure

Frank Covelli, PIA

Brittany Vozza, The Vozza Agency

Chad Stone, Eagle Ascott

Stacey Ehling, PSC

Mike Zambito, MEL Treasurer

Chuck Lamersola, MEL Consultant

### APPROVAL OF MINUTES: January 2, 2023 Open Session

### **MOTION TO APPROVE JANUARY 2, 2023 OPEN MINUTES:**

Moved: Commissioner Nolan Second: Commissioner Merchel

Vote: Unanimous

### **CORRESPONDENCE:**

**NONE** 

#### TREASURER:

### **RESOLUTION 10-23, CONFIRMATION OF PAYMENT – FEBRUARY 2023**

2022	186.29
2023	37,007.29
TOTAL	\$37,193.58

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### RESOLUTION 11-23, CONFIRMING MARCH 2023 VOUCHER PAYMENTS (BILLS LIST):

2022	96.80
2023	36,983.33
TOTAL	\$37,080.13

# MOTION TO CONFIRM BILLS LISTS RESOLUTION 10-23 FEBRUARY 2023, AND TO ADOPT RESOLUTION 11-23 APPROVING THE MARCH 2023 VOUCHER LIST, AS SUBMITTED:

Moved: Commissioner Bigler Second: Commissioner Franz Roll Call Vote: 10 Ayes – 0 Nays

### **EXECUTIVE DIRECTOR:**

**Contract Extension for Professional Contracts CC#20-01**: Executive Director said professional contracts are in their 3<sup>rd</sup> year of their term. A provision in the contracts allows the Board to extend the contracts for a 4<sup>th</sup> and/or 5<sup>th</sup> year. The Board can approve the extension or elect to conduct the bidding process. Chairman Clarke, stating satisfaction with the current professionals, has recommended extending the contracts for the two-year term. The Board of Commissioners agreed, and a motion was requested by Chairman Clarke to adopt Resolution #12-23 to extend the contracts and the associated fee amounts.

Motion to approve Resolution 12-23 extending Competitive Contract CC#20-01 an additional two (2) years, from January 1, 2024, through December 31, 2025 and associated fees:

Moved: Commissioner Clarke Second: Commissioner Franz Roll Call Vote: 10 Ayes – 0 Nays

**RCF 2023 Professionals Contract Addendums**: Executive Director said the professional contract addendums for 2023 have been executed and are being distributed.

**Financial Disclosures**: JIF Commissioners should anticipate the Division of Local Government Services to distribute a notice with filing instruction in March with a deadline to file by April 30th.

Executive Director said the Claims Review Committee met on January 6, 2023 and March 1, 2023 at 9:30AM. Minutes were distributed under separate cover.

**ATTORNEY:** No report.

**OLD BUSINESS:** 

**NONE** 

**NEW BUSINESS:** 

**NONE** 

**PUBLIC COMMENT:** 

**NONE** 

### **MOTION TO ADJOURN:**

Moved: Commissioner Tomasko Second: Commissioner Nolan

Vote: Unanimous

**MEETING ADJOURNED: 9:07 AM** 

Sandra Cantwell, Assisting Secretary for Megan Champney, SECRETARY

### MUNICIPAL EXCESS LIABILITY RESIDUAL CLAIMS FUND BILLS LIST

Resolution No. 10-23 FEBRUARY 2023

WHEREAS, the Treasurer has certified that funding is available to pay the following bills:

**BE IT RESOLVED** that the Municipal Excess Liability Residual Claim Fund's Executive Board, hereby authorizes the Fund treasurer to issue warrants in payment of the following claims; and

#### **FURTHER**, that this authorization shall be made a permanent part of the records of the Fund. **FUND YEAR 2022** Check No. Vendor Name Comment Invoice Amount 001799 001799 PERMA RISK MANAGEMENT SERVICES POSTAGE 12/22 9.12 001799 PERMA RISK MANAGEMENT SERVICES AATRIX 1099 FILING 2022 42.50 51.62 001800 ACCT 809 CUST 224 ARC/STORE 001800 **ACCESS** 34.67 12/31/22 34.67 001801 001801 TROPHY KING OF RAMSEY **AWARDS CATENARO/HIRSCH 12/22** 100.00 100.00 **Total Payments FY 2022** 186.29 **FUND YEAR 2023** Check No. Invoice Amount Vendor Name Comment 001802 001802 PERMA RISK MANAGEMENT SERVICES ADMINISTRATOR 02/23 18,094.65 18,094.65 001803 001803 THE ACTUARIAL ADVANTAGE **ACTUARY SERVICES 02/23** 3,731.41 3,731.41 001804 001804 CHARLES CUCCIA TREASURER 01/23 3,538.24 3,538.24 001805 NJ ADVANCE MEDIA 001805 ACCT# XMUNI0555929 - AD 1/23/23 78.39 78.39 001806 001806 CB CLAIMS, LLC **CLAIMS SUPERVISION SERVICE 012/23** 5,447.83 5,447.83 001807 001807 A. J. GALLAGHER RISK MANAGEMENT DEPUTY ADMIN 01/23 6,116.77 SERVICES, INC. 6,116.77 **Total Payments FY 2023** 37,007.29 TOTAL PAYMENTS ALL FUND YEARS 37,193.58 FURTHER, that this authorization shall be made a permanent part of the records of the Fund. Chairperson Attest Dated: I hereby certify the availability of sufficient unencumbered funds in the proper accounts to fully pay the above claims.

Treasurer:

### MUNICIPAL EXCESS LIABILITY RESIDUAL CLAIMS FUND BILLS LIST

Resolution No. 11-23 MARCH 2023

WHEREAS, the Treasurer has certified that funding is available to pay the following bills:

**BE IT RESOLVED** that the Municipal Excess Liability Residual Claim Fund's Executive Board, hereby authorizes the Fund treasurer to issue warrants in payment of the following claims; and

	at this authorization shall be made a permanent		57,000.1
	ΤΩΤΑΙ	PAYMENTS ALL FUND YEARS	37,080.13
		Total Payments FY 2023	36,983.33
		FOR FEB	31.7
001814	ACCESS	DEPT 809 CUST 224 STORE/01/31/23	31.7
001814			6,116.7
001813	A. J. GALLAGHER RISK MANAGEMENT SERVICES, LLC	DEPUTY ADMIN 03/23	6,116.7
001813			3,447.0
001812	CB CLAIMS, LLC	CLAIMS SUPERVISION SERVICE 03/23	5,447.8 <b>5,447.</b> 8
001812			3,538.2
001811	CHARLES CUCCIA	TREASURER 03/23	3,538.2
001811			3,731.4
001810	THE ACTUARIAL ADVANTAGE	ACTUARY SERVICES 03/23	3,731.4
001810			18,117.3
001809	PERMA RISK MANAGEMENT SERVICES	ADMINISTRATOR 03/23	18,094.6
001809 001809	PERMA RISK MANAGEMENT SERVICES	POSTAGE 01/23	22.6
Check No.r	<u>Vendor Name</u>	Comment	Invoice Amoun
FUND YEAR	2023		
		<b>Total Payments FY 2022</b>	96.8
001000	TW NO VINCE MEDIT	11001# 7141011(033372) 11D 07/20/22	96.8
001808 001808	NJ ADVANCE MEDIA	ACCT# XMUNI0555929 - AD - 09/28/22	96.8

### **RESOLUTION NO. 12-23**

## THE MUNICIPAL EXCESS LIABILITY RESIDUAL CLAIMS FUND (FUND) AUTHORIZING THE EXTENSION OF AWARD OF FUND PROFESSIONALS THROUGH THE COMPETITIVE CONTRACTING PROCESS CC# 20-01

WHEREAS, the Municipal Excess Liability Residual Claims Fund (FUND) has a desire to appoint the following positions through the competitive contracting process, legally advertised and received on September 9, 2020; to wit; Actuary, Attorney, Auditor, Claims Supervisor, Executive Director, Deputy Executive Director, Litigation Management, and Treasurer.

WHEREAS such services were procured through the competitive contracting process under the New Jersey Local Publics Contract Law, N.J.S.A. 40A:11-4.2, for a period of up to five (5) years; and

**WHEREAS**, the Fund received Competitive Contract proposals, CC#20-01 on September 9, 2020; and

WHEREAS, the Fund awarded managerial consultant and fund professional services for the positions of Actuary, Attorney, Auditor, Claims Supervisor, Executive Director, Deputy Executive Director, Litigation Management, and Treasurer for an initial period of three (3) years through Resolution #1-21; and

WHEREAS the New Jersey Local Publics Contract Law at N.J.S.A 40A:11-4.2 allows for a contract award of up to five (5) years under the competitive contract process; and

WHEREAS, it is the desire of the Fund to extend the contract as authorized for an additional two (2) years, from January 1, 2024, through December 31, 2025.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Excess Liability Residual Claims Fund as follows:

- I. PERMA Risk Management Services is hereby extended for an additional two (2) years as per N.J.S.A.40A:11-4.2 and Resolution 1-21 as Administrator, Joseph Hrubash is appointed as Executive Director, and Cathleen Kiernan as Deputy Executive Director and as agents for process of service. \$447,38.53 is the estimated dollars that will be expended in connection with this contract over its two (2) year extension. The annual amount of \$221,478.48 will be appropriated in the Fund Administrator Line Item of the 2024 budget.
- II. Fred Semrau, Esq. of Dorsey & Semrau is hereby extended for an additional two (2) years as per N.J.S.A.40A:11-4.2 and Resolution 1-21 as General Counsel and Fund Attorney. \$88,719.08 is the estimated dollars that will be expended in connection with this contract over its two (2) year extension. The annual amount of \$43,920.33 will be appropriated in the Fund Attorney Line Item of the 2024 budget.
- III. Christopher Botta of CB Claims LLC is hereby extended for an additional two
  (2) years as per N.J.S.A.40A:11-4.2 and Resolution 1-21 as the Claims Supervisor. \$134,696.57 is the estimated dollars that will be expended in

connection with this contract over its two (2) year extension. The annual amount of \$66,681.47 will be appropriated in the Claims Supervisor Line Item of the 2024 budget.

- IV. Charles Cuccia is hereby extended for an additional two (2) years as per N.J.S.A.40A:11-4.2 and Resolution 1-21 as Fund Treasurer. \$87,482.25 is the estimated dollars that will be expended in connection with this contract over its two (2) year term. The annual amount of \$43,308.05 will be appropriated in the Fund Treasurer Line Item of the 2024 budget.
- V. The Actuarial Advantage is hereby extended for an additional two (2) years as per N.J.S.A.40A:11-4.2 and Resolution 1-21 as Fund Actuary. \$92,258.36 is the estimated dollars that will be expended in connection with this contract over its two (2) year extension. The annual amount of \$45,672.46 will be appropriated in the Fund Actuary Line Item of the 2024 budget.
- VI. Arthur J. Gallagher Risk Management Services (Risk Program Administrators) is hereby extended for an additional two (2) years as per N.J.S.A.40A:11-4.2 and Resolution 1-21 as Deputy Administrator. \$151,235.94 is the estimated dollars that will be expended in connection with this contract over its two (2) year extension. The annual amount of \$74,869.28 will be appropriated in the Deputy Administrator Line Item of the 2024 budget.
- VII. James Cerullo of Wielkotz & Company, LLC is hereby extended for an additional two (2) years as per N.J.S.A.40A:11-4.2 and Resolution 1-21 as Fund Auditor. \$50,664.44 is the estimated dollars that will be expended in connection with this contract over its two (2) year extension. The annual amount of \$25,081.40 will be appropriated in the Auditor Item of the 2024 budget.

ADOPTED: this	day of	_, 2023 by the Governing Body,	
	Chairman		Dated
	Secretary		Dated